

AO 257 (Rev. 6/78)

**DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURT**BY: ☐ COMPLAINT ☒ INFORMATION ☐ INDICTMENT  
☐ SUPERSEDING**OFFENSE CHARGED**

46 U.S.C. § 2302(c) - Operating a Vessel Under the Influence of Alcohol

☐ Petty  
☐ Minor  
☒ Misdemeanor  
☐ Felony

PENALTY: 1 year prison, fine of \$100,000, 1 year supervised release, \$25 special assessment.

Name of District Court, and/or Judge/Magistrate Location

NORTHERN DISTRICT OF CALIFORNIA

SAN FRANCISCO DIVISION

FILED  
DEC 12 2019

DEFENDANT - U.S.

SUSAN Y. SOONG

CLERK, U.S. DISTRICT COURT  
NORTH DISTRICT OF CALIFORNIA

VADIM HUMENYUK

DISTRICT COURT NUMBER  
**CR 19 0687****PROCEEDING**

Name of Complainant Agency, or Person (&amp; Title, if any)

U.S. Coast Guard

☐ person is awaiting trial in another Federal or State Court, give name of court☐ this person/proceeding is transferred from another district per (circle one) FRCrp 20, 21, or 40. Show District☐ this is a reprosecution of charges previously dismissed which were dismissed on motion of:☐ U.S. ATTORNEY ☐ DEFENSESHOW  
DOCKET NO.☐ this prosecution relates to a pending case involving this same defendantMAGISTRATE  
CASE NO.☐ prior proceedings or appearance(s) before U.S. Magistrate regarding this defendant were recorded under

Name and Office of Person

Furnishing Information on this form DAVID L. ANDERSON

☒ U.S. Attorney ☐ Other U.S. Agency

Name of Assistant U.S.

Attorney (if assigned)

Alexandra Shepard, SAUSA

**DEFENDANT**  
**IS NOT IN CUSTODY**

Has not been arrested, pending outcome this proceeding.

1) ☐ If not detained give date any prior summons was served on above charges2) ☐ Is a Fugitive3) ☐ Is on Bail or Release from (show District)**IS IN CUSTODY**4) ☐ On this charge5) ☐ On another conviction☐ Federal ☐ State6) ☐ Awaiting trial on other charges

If answer to (6) is "Yes", show name of institution

Has detainer been filed? ☐ Yes ☒ No

If "Yes" give date filed

DATE OF  
ARREST

Month/Day/Year

Or... if Arresting Agency &amp; Warrant were not

DATE TRANSFERRED  
TO U.S. CUSTODY

Month/Day/Year

☐ This report amends AO 257 previously submitted**ADDITIONAL INFORMATION OR COMMENTS****PROCESS:**☐ SUMMONS ☐ NO PROCESS\* ☒ WARRANT

Bail Amount: \_\_\_\_\_

If Summons, complete following:

☐ Arraignment ☐ Initial Appearance

Defendant Address:

\* Where defendant previously apprehended on complaint, no new summons or warrant needed, since Magistrate has scheduled arraignment

Date/Time: \_\_\_\_\_ Before Judge: \_\_\_\_\_

Comments:

Defendant (a Ukrainian national) is preparing to depart the United States on a 7pm flight on December 12.

1 DAVID L. ANDERSON (CABN 149604)  
2 United States Attorney

**FILED**

**DEC 12 2019**

SUSAN Y. SOONG  
CLERK, U.S. DISTRICT COURT  
NORTH DISTRICT OF CALIFORNIA

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8 UNITED STATES DISTRICT COURT  
9 NORTHERN DISTRICT OF CALIFORNIA

**MAG**

10 SAN FRANCISCO DIVISION

**CR 19 0687**

11 UNITED STATES OF AMERICA,

) CASE NO.

12 Plaintiff,

) VIOLATION:

13 v.

) 46 U.S.C. § 2302(c)(2) – Operating a Vessel Under  
14 the Influence of Alcohol (Class A Misdemeanor)

15 VADIM HUMENYUK,

) SAN FRANCISCO VENUE

16 Defendant.

17  
18 INFORMATION

19 The United States Attorney charges:

20 INTRODUCTORY ALLEGATIONS

21 1. The RAINBOW QUEST is a Gibraltar-flagged bulk cargo ship approximately 590 feet in  
22 length and weighing approximately 22,549 tons unloaded.

23 2. VADIM HUMENYUK is a citizen of Ukraine. On or about December 10, 2019, he was  
24 the Master of the RAINBOW QUEST. As Master, HUMENYUK was the head officer of the  
25 RAINBOW QUEST.

26 3. On December 10, 2019, the RAINBOW QUEST received fuel at anchor in San Francisco  
27 Bay. On the evening of December 10, 2019, the RAINBOW QUEST was scheduled to depart San  
28 Francisco Bay for the Republic of Korea.

1 COUNT ONE: (46 U.S.C. § 2302(c)(2) – Operating a Vessel Under the Influence of Alcohol)

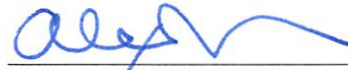
2 4. On or about December 10, 2019, in San Francisco Bay in the Northern District of  
3 California, the defendant,

4 VADIM HUMENYUK,

5 was operating a vessel other than a recreational vessel while under the influence of alcohol, as  
6 determined under the standards prescribed in Title 33, Code of Federal Regulations, Section 95.020, that  
7 is, the defendant operated said vessel while having a blood alcohol concentration of .04 percent or more,  
8 by weight, and the effect of the alcohol consumed by the defendant on the defendant's manner,  
9 disposition, speech, muscular movement, general appearance and behavior was apparent by observation,  
10 in violation of Title 46, United States Code, Section 2302(c), a Class A Misdemeanor.

11  
12 DATED: December 12, 2019.

DAVID L. ANDERSON  
United States Attorney

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15 ALEXANDRA SHEPARD  
16 Special Assistant United States Attorney  
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